



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Noriyuki Kasahara et al. Art Unit : 1632
Serial No. : 10/045,178 Examiner : David Nguyen
Filed : January 11, 2002
Title : GENE DELIVERY SYSTEM AND METHODS OF USE

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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RESPONSE TO RESTRICTION REQUIREMENT

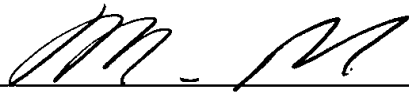
Responsive to the action mailed September 10, 2003, Applicant elects the invention of Group I, claims 44, 41-43, 45, 49-51, 56, 58-60, and 63-65 drawn to the embodiment of an in vivo method for treating a patient using a retrovirus. Applicant further elects the species "Moloney murine leukemia virus (MoMLV)" (claim 49) and the species "breast cancer" (claim 56). The election is made without traverse.

Applicant notes that this election was made by Applicant's representative subsequent to a telephone conference with Examiner Nguyen on October 14, 2003. Applicant's believe that this election is fully responsive to the pending restriction requirement.

Please apply any charges or credits to Deposit Account No. 06-1050.

Respectfully submitted,

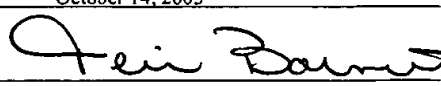
Date: 10/14/03


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October 14, 2003
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